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AUG 20 2007

In re Application of: Norbert HESKE et al. :
Serial No.: 10/500,518 :
Filed: March 1, 2005 :
Title: BIOPSY DEVICE AND BIOPSY :
NEEDLE MODULE THAT CAN BE :
INSERTED INTO THE BIOPSY DEVICE :

**DECISION ON PETITION
UNDER 37 C.F.R. 1.59**

This is a decision on the petition under 37 CFR 1.59(b), filed January 17, 2006 to expunge information from the above identified application.

The petition is granted.

Petitioner requests that one page of information unintentionally submitted in an Information Disclosure Statement filed on October 1, 2004 be expunged from the record. Petitioner states either: (A) that the information contains trade secret material, proprietary material and/or material that is subject to a protective order which has not been made public; or (B) that the information submitted was unintentionally submitted and the failure to obtain its return would cause irreparable harm to the party who submitted the information or to the party in interest on whose behalf the information was submitted, and the information has not otherwise been made public. The petition fee set forth in 37 CFR 1.17(g) has been paid.

The information in question has been determined by the undersigned to not be material to the examination of the instant application. Applicant is required to retain the expunged material(s) for the life of any patent which issues on the above-identified application.

The expunged material has been removed from the official file.

Any questions regarding this decision should be directed to Jessica Harrison, Technology Center 3700 Special Programs Examiner at 571-272-4449

PETITION GRANTED


Frederick R. Schmidt, Director
Technology Center 3700